

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Lointier et al.

Examiner: TBD

Serial No.: 10/500,228

Group No.: TBD

Filing Date: June 25, 2004

For: MULTIPLE-POUCH INTRAGASTRIC BALLOON, SURGICAL DEVICE FOR
EXPANDING SAID BALLOON AND METHOD FOR MAKING SAME

CERTIFICATE OF EXPRESS MAIL

Mail Stop PCT
 Commissioner for Patents
 Office of PCT Legal Administration
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

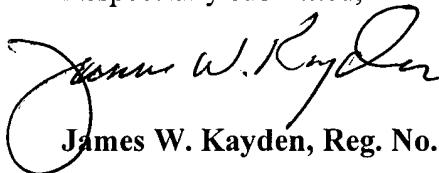
Sir:

Enclosed for filing in the above case are the following documents:

Return Postcard
 Response to Notification of Defective Response
 Individual Declarations of the Inventors

Further, the Commissioner is authorized to charge Deposit Account No. 20-0778 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 20-0778.

Respectfully submitted,



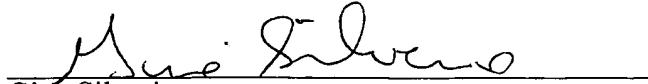
James W. Kayden, Reg. No. 31,532

THOMAS, KAYDEN, HORSTEMEYER
 & RISLEY, L.L.P.
 100 Galleria Parkway, N.W.
 Suite 1750
 Atlanta, Georgia 30339-5948

Our Docket No: 80350-1230

I hereby certify that all correspondences listed above are being deposited for delivery to the above addressee, with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR §1.10 on the date indicated below:

The envelope has been given U.S. Postal Service "Express Mail Post Office To Addressee" Package # EV 907933491 US.

Date: September 25, 2006


Gina Silverio

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

LOINTIER, *et al.*

Group Art Unit: TBD

Serial No.: 10/500,228

Examiner: TBD

Filed: June 25, 2004

Docket No. 80350-1230

PCT Application No.: PCT/FR02/04589

Priority Date: December 28, 2001

Int. Filing Date: December 30, 2002

For: **MULTIPLE-POUCH INTRAGASTRIC BALLOON, SURGICAL DEVICE
FOR EXPANDING SAID BALLOON AND METHOD FOR MAKING SAME**

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

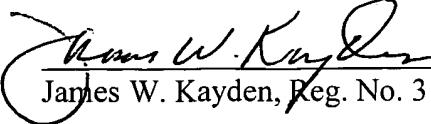
Mail Stop PCT
Commissioner for Patents
Office of PCT Legal Administration
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notification of Defective Response mailed on August 25, 2006, Applicants herewith submit the declarations of the inventors as individual declarations rather than combined into one declaration.

It is not believed that any further fees are required. However, if the Office believes that additional fees may be required, the Office is authorized to charge any deficiency to Deposit Account No. 20-0778.

Respectfully submitted,



James W. Kayden, Reg. No. 31,532

THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.
Suite 1750
100 Galleria Parkway N.W.
Atlanta, Georgia 30339
(770) 933-9500

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EV 907933491 US, postage prepaid, in an envelope addressed to: Mail Stop PCT (DO/EO/US), Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on

September 25, 2006

Yuri Silvero

Signature



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/500,228	Patrice Henri Lointier	80350-1230

INTERNATIONAL APPLICATION NO.

PCT/FR02/04589

I.A. FILING DATE	PRIORITY DATE
12/30/2002	12/28/2001

Thomas Kayden Horstemeyer & Risley
 100 Galleria Parkway, NW
 Suite 1750
 Atlanta, GA 30339-5948

DOCKETED
 9/25/06

CONFIRMATION NO. 7480

371 FORMALITIES LETTER



OC000000020145100

Date Mailed: 08/25/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 06/25/2004
- Copy of the International Search Report filed on 06/25/2004
- Copy of IPE Report filed on 06/25/2004
- Preliminary Amendments filed on 06/25/2004
- Information Disclosure Statements filed on 06/25/2004
- Oath or Declaration filed on 07/10/2006
- U.S. Basic National Fees filed on 06/25/2004
- Priority Documents filed on 06/25/2004

SCANNED

THOMAS KAYDEN
 HORSTEMEYER & RISLEY, LLP

AUG 30 2006

Applicant's response filed 07/10/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 11/16/2004 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - the declaraton filed on 10 Jul 2006 is defective as discussed in the decision filed on 25 Jul 06

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/500,228	PCT/FR02/04589	80350-1230

FORM PCT/DO/EO/916 (371 Formalities Notice)